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Attorneys for Plaintiff
UNITED STATES ATTORNEY

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

UNITED STATES OF AMERICA,)	CRIM. NO. 05-0300JMS-08
)	
Plaintiff,)	MOTION FOR DOWNWARD DEPARTURE
)	IN SENTENCING DEFENDANT
VS.)	(ROGER MANU BATES)
)	
LEANDRO GOMEZ, III, also (01))	
known as "Leo",)	
NATHANIEL RUSSELL, also (02))	
known as "Bobo" or "Bo",)	
PAMELA MAHEALANI NEWTON, (03))	
JOHN CORNIEL, JR., (04))	
CYRINAH L. AKEN, also (05))	
known as "Cyrinah L.)	
Solomon",)	
CHARLES R.K. FARREN, (06))	
REED KALEOOKALANI AKEN, (07))	Sentencing date: 5/8/06 at
SENIOR,)	1:30 p.m., before the Hon.
ROGER MANU BATES, also (08))	J. Michael Seabright, U.S.
known as "Manu",)	District Judge
TIMOTHY JAMES SULLIVAN, (09))	
also known as "Tim",)	
GILBERT GOMEZ, also (10))	
known as "Glen",)	
)	
Defendants.)	
)	

MOTION FOR DOWNWARD DEPARTURE
IN SENTENCING DEFENDANT
[ROGER MANU BATES]

The United States of America, by and through its undersigned counsel, hereby moves this Honorable Court to depart downwards in imposing sentence upon defendant above-named, due to his substantial assistance to and cooperation with law enforcement authorities in the investigation or prosecution of other persons who have committed an offense.

This motion is made pursuant to 18 U.S.C. 3553(e) and U.S. Sentencing Commission Guideline 5K1.1, and is based upon the information contained in the sealed "Factual Basis for Motion for Departure Downward in Sentencing Defendant", filed concurrently herewith.

DATED: Honolulu, Hawaii, April 26, 2006.

EDWARD H. KUBO, JR.
United States Attorney

By /s/ Michael K. Kawahara
MICHAEL K. KAWAHARA
Assistant U.S. Attorney

CERTIFICATE OF SERVICE

I hereby certify that, on the dates and by the methods of service noted below, a true and correct copy of the foregoing was served on the following at their last known addresses:

Served Electronically through CM/ECF:

Mr. Michael J. Park mparkatty@hawaii.rr.com April 26, 2006

Attorney for Defendant

Served by hand-delivery:

Probation Officer
300 Ala Moana Blvd.,
Box 50111, Rm. C-126
Honolulu, HI 96850

April 26, 2006

/s/ Rowena N. Kang